



Under Secretary of Commerce for Intellectual Property and
Director of the United States Patent and Trademark Office
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In re application of
Jiang et al.
Serial No. 09/682,630
Filed: October 1, 2001
For: RHODIUM, PLATINUM, PALLADIUM ALLOY

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: DECISION ON
: PETITION
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This is a response to the PETITION TO WITHDRAW HOLDING OF ABANDONMENT UNDER 37 CFR 1.181(a), filed April 4, 2003. The petition requests that the abandonment, as set forth in the Notice of Abandonment of March 14, 2003 for failure to timely file a proper reply to the Office letter mailed on August 13, 2002, be withdrawn since the applicants did timely file a response on November 13, 2002. (A copy of the RESPONSE filed November 13, 2002 is attached to the instant petition.)

DECISION

The instant request has been accepted as a petition to withdraw the holding of abandonment under the provisions of 37 CFR 1.181 (no fee) - no abandonment-in-fact. A review of the evidence presented reveals that applicant's response was properly filed on November 13, 2002 as evidenced by the properly completed Certificate of Mailing on the copy of the submitted AMENDMENT (see the copy attached to the instant petition indicating receipt by the USPTO) and the USPTO date stamped return receipt postcard (see the copy attached to the instant petition indicating receipt of the Amendment w/ certificate of mailing; declaration at the USPTO on November 18, 2002). Accordingly, any holding of abandonment for failure to timely file a proper reply to the Office letter mailed on August 13, 2002 is hereby vacated, and the application is returned to pending status.

The application shall be forwarded to the examiner for processing and consideration of the AMENDMENT originally filed November 13, 2002.

The Petition is **GRANTED**.


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